

Docket No.  
10.107.002

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

### **SONET Add/Drop Multiplexer with Packet Over SONET Capability**

the specification of which

(check one)

is attached hereto.

was filed on \_\_\_\_\_ as United States Application No. or PCT International

Application Number \_\_\_\_\_

and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

### Prior Foreign Application(s)

Priority Not Claimed

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I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Bradford E. Kile, Esq.  
Reg. No. 25,223

Richard A. Sterba, Esq.  
Reg. No. 43,162

Lawrence Harbin, Esq.  
Reg. No. 27,644

Timothy F. Loomis, Esq.  
Reg. No. 37,383

Karan Singh, Esq.  
Reg. No. 38,698

Send Correspondence to: **Timothy F. Loomis**  
**KILE McINTYRE & HARBIN**  
**The Evening Star Building, Suite 800**  
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Direct Telephone Calls to: *(name and telephone number)*

**Timothy F. Loomis** Phone: (202) 639-1288

Full name of sole or first inventor <b>Donald O'Connor</b>	Date <i>4/28/99</i>
Sole or first inventor's signature <i>Donald O'Connor</i>	
Residence <b>5911 Mockingbird Lane, McKinney, TX 75070</b>	
Citizenship <b>United States of America</b>	
Post Office Address <b>Fujitsu Network Communications, Inc., 2801 Telecom Parkway, Richardson, TX 75082</b>	

Full name of second inventor, if any	
Second inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

ATTORNEY DOCKET NUMBER  
064731.0192

PATENT  
09/303,428

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Donald O'Connor  
Serial No.: 09/303,428  
Filing Date: May 3, 1999  
Art Unit: 2731  
Title: SONET ADD/DROP MULTIPLEXER WITH PACKET OVER SONET  
CAPABILITY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

**REVOCATION OF ATTORNEY AND APPOINTMENT  
OF NEW ATTORNEYS FOR NON-PROVISIONAL APPLICATION, WITH  
CERTIFICATE UNDER 37 C.F.R. 3.73(b)**

Fujitsu Network Communications, Inc., a California corporation, certifies that it is the assignee in the patent application identified above by virtue of a chain of title from the inventors, of the patent application identified above, to the current assignee as shown below:

1. From: Donald O'Connor  
To: Fujitsu Network Communications, Inc.  
Assignment recorded at Reel 9943, Frame 0152, on May 3, 1999.

I hereby revoke all prior powers of attorney in the subject application and appoint the following as principal attorneys with full power to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

Frederick R. Jorgenson	Reg. No. 38,196
of Fujitsu Network Communications, Inc. and	
Jerry W. Mills	Reg. No. 23,005
Robert M. Chiaviello	Reg. No. 32,461

DAL01:594065.1

Ann C. Livingston	Reg. No. 32,479
Kevin J. Meek	Reg. No. 33,738
Scott F. Partridge	Reg. No. 28,142
Harold E. Meier	Reg. No. 22,428
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James J. Maune	Reg. No. 26,946
Charles S. Fish	Reg. No. 35,870
Thomas R. Felger	Reg. No. 28,842
T. Murray Smith	Reg. No. 30,222
James B. Arpin	Reg. No. 33,470
Jay B. Johnson	Reg. No. 38,193
Barton E. Showalter	Reg. No. 38,302
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Michael R. Barré	Reg. No. 44,023
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Patent Agents:

Brian A. Dietzel	Reg. No. 44,656
Kevin R. Imes	Reg. No. 44,795

Please address all correspondence to the following:

Barton E. Showalter, Esq.  
Baker Botts L.L.P.  
2001 Ross Avenue, Suite 600  
Dallas, TX 75201-2980  
Tel: (214) 953-6509

I, Melanie W. Scofield, Senior Vice President and General Counsel of Fujitsu Network Communications, Inc., a California corporation, am empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Fujitsu Network Communications, Inc.

APR - 6 2001

\_\_\_\_\_  
Date

By: Melanie W. Scofield  
Melanie W. Scofield  
Its: Senior Vice President and  
General Counsel